

# EXHIBIT 5

**From:** [Rahul Srinivas](#)  
**To:** [Tracey, Dennis H.](#); [Carter, Elizabeth C.](#); [Winter, William](#)  
**Cc:** [Greg Wolfe](#); [David Moosmann](#)  
**Subject:** Sphere v. Gryphon  
**Date:** Friday, June 21, 2024 7:14:13 PM  
**Attachments:** [20240620\\_STRWP100519\\_Opposing Counsel Terms\\_Search Term Report.pdf](#)

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**[EXTERNAL]**

Counsel:

Thank you for the call this morning. We have attached a revised hit report that we have worked on with our vendor. Although we still believe the number of hits returned is uncalled for by the case, we are willing to proceed to review this set, provided that the parties agree to two items that will reduce the burden for both sides:

1. If there are redactions on a document or communication based on attorney client privilege or the work product privilege, and the basis for the privilege is clear from the face of the document or communication, then it will be unnecessary to justify the privilege on a privilege log. If a party determines it needs further information regarding a redaction, then the parties will promptly meet-and-confer in good faith. If the parties still cannot resolve the dispute, then they may seek court relief.
2. Documents generated on or after April 7, 2023 (the date this action was initiated) that are protected by the attorney-client privilege or the work product privilege need not be produced or logged on a privilege log.

Please confirm your agreement.

Regards,

**Rahul Srinivas\***

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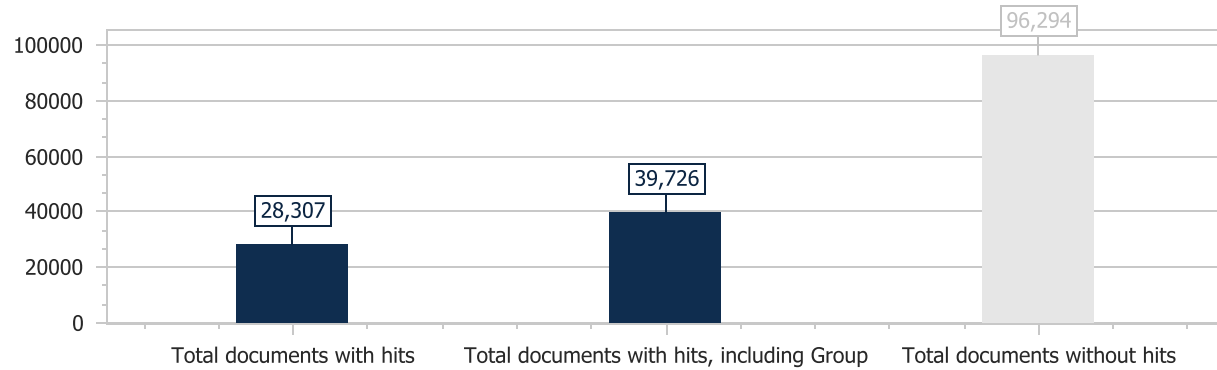
\*Not yet admitted to practice in New York



# Sphere 3D Core Scientific

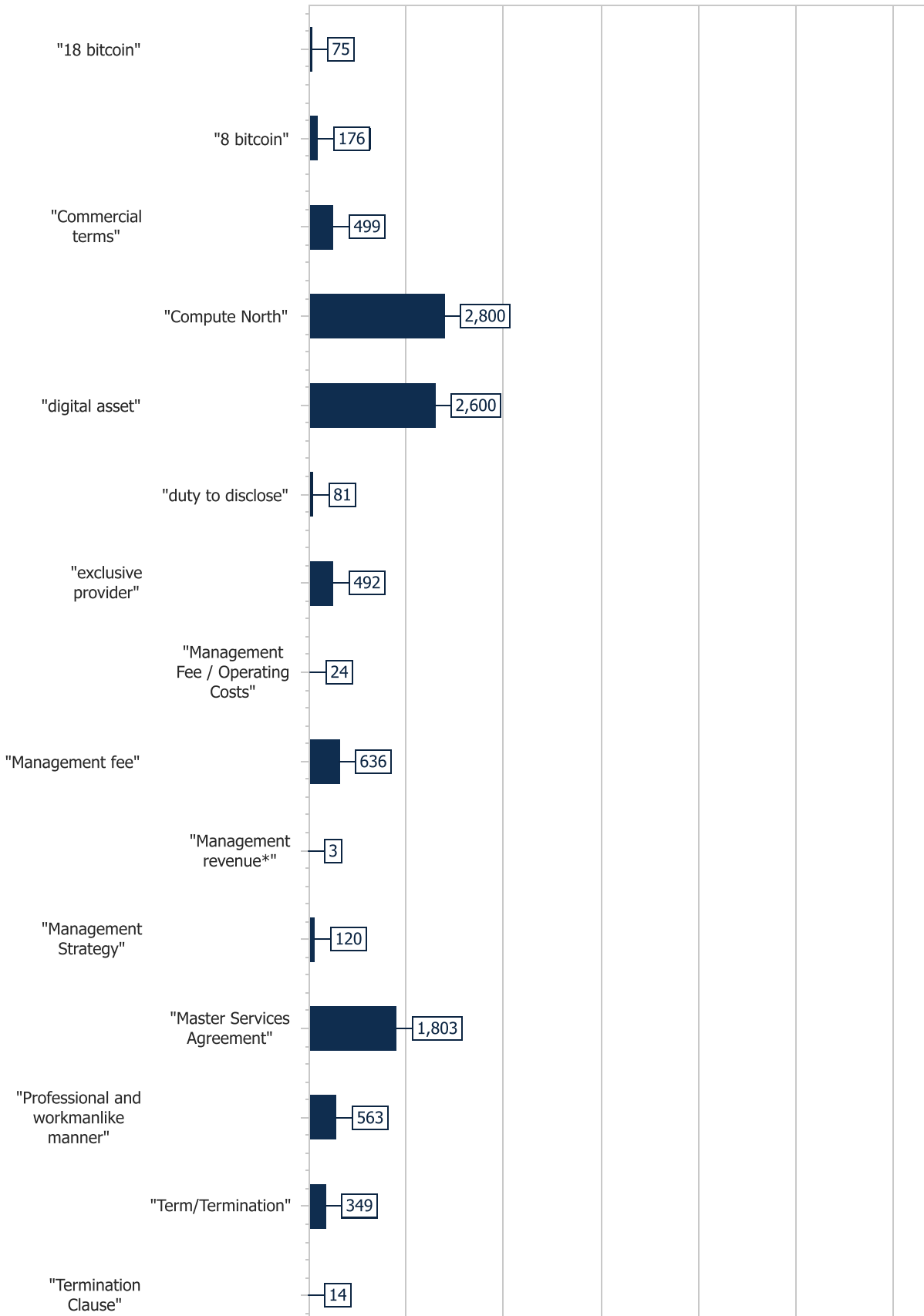
## Search Terms Report

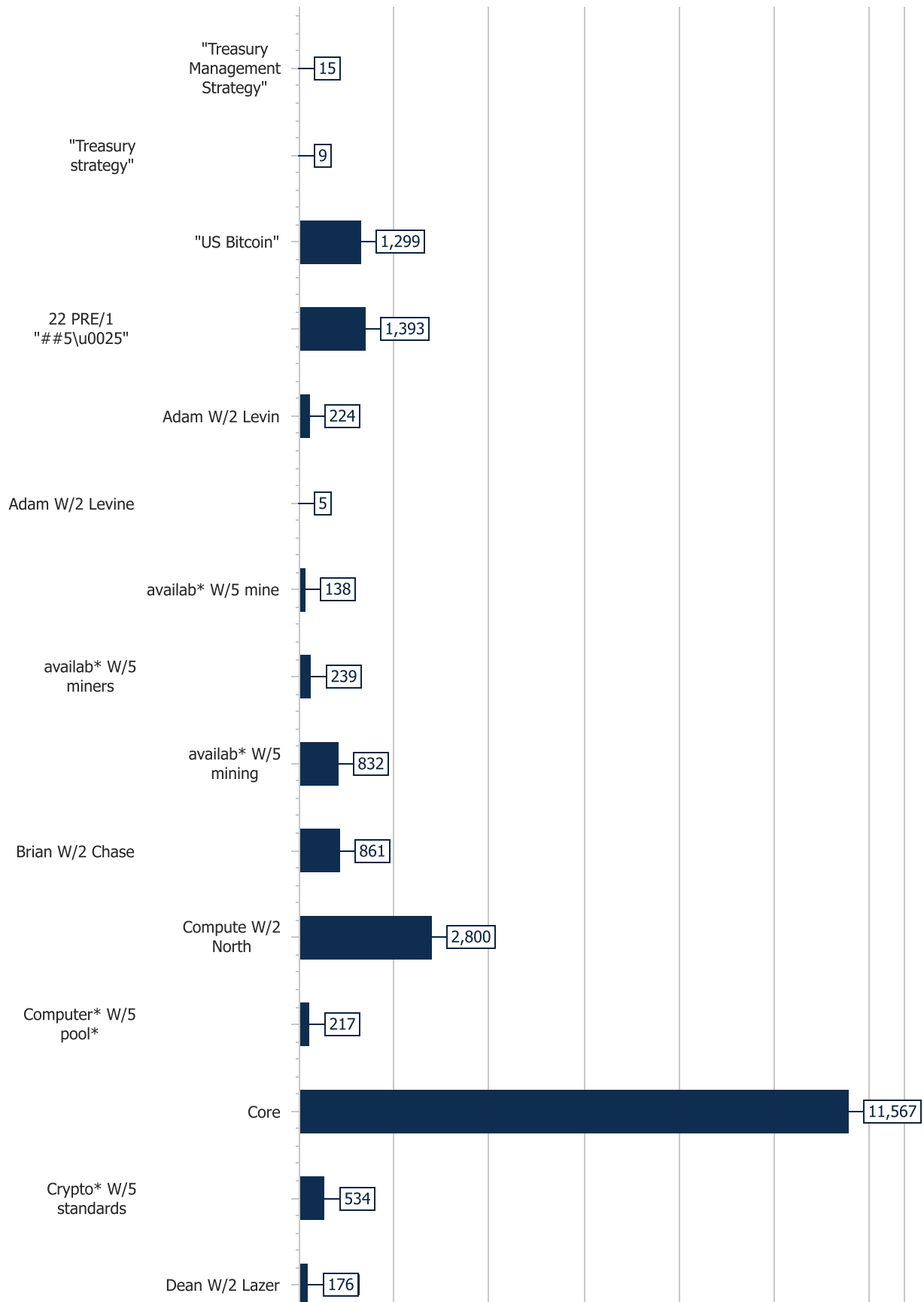
**Report Name:** 20240620\_STRWP100519\_Opposin g Counsel Terms **Searchable Set:** 20240620\_STRWP10519\_SS\_Dynamic

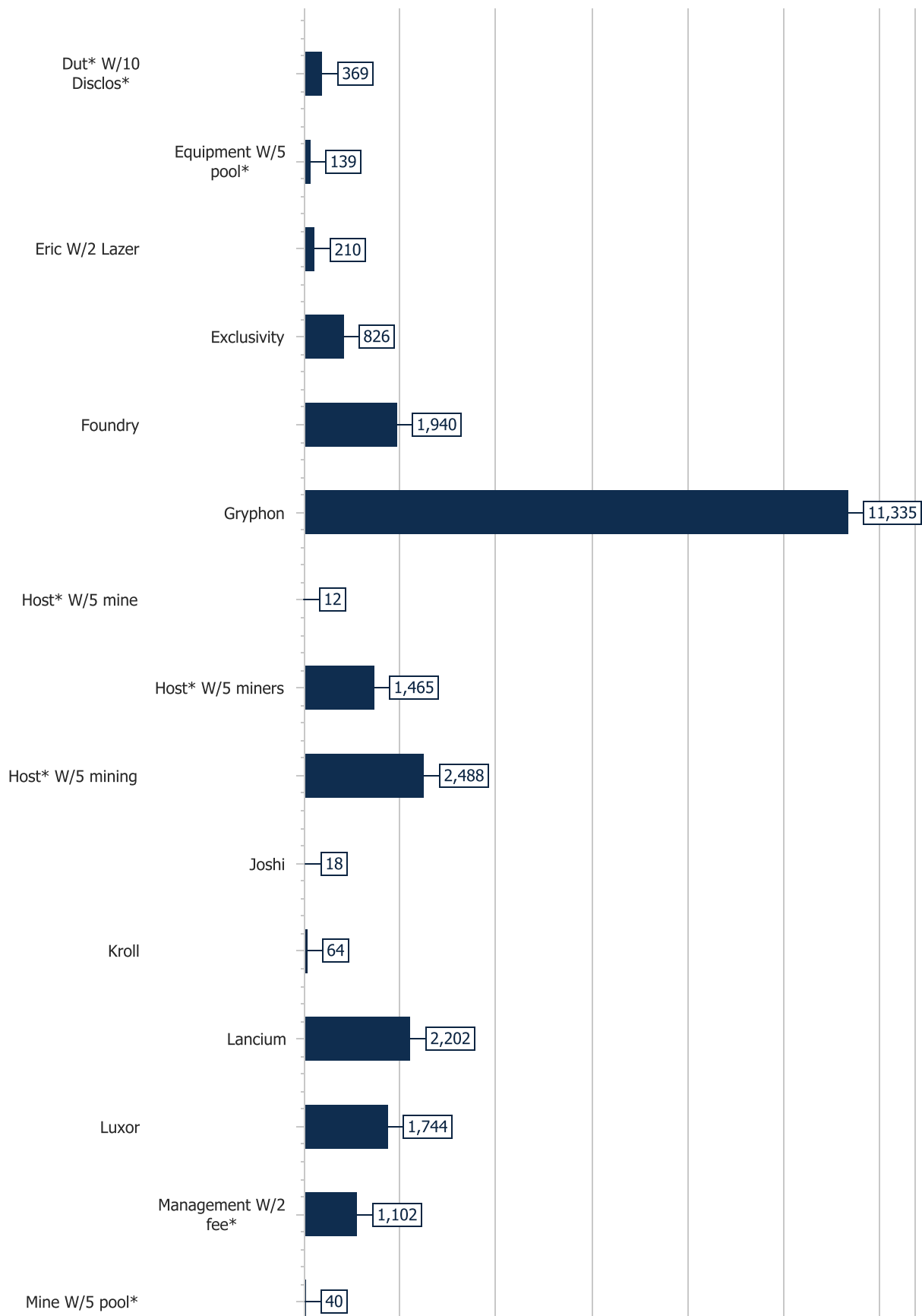


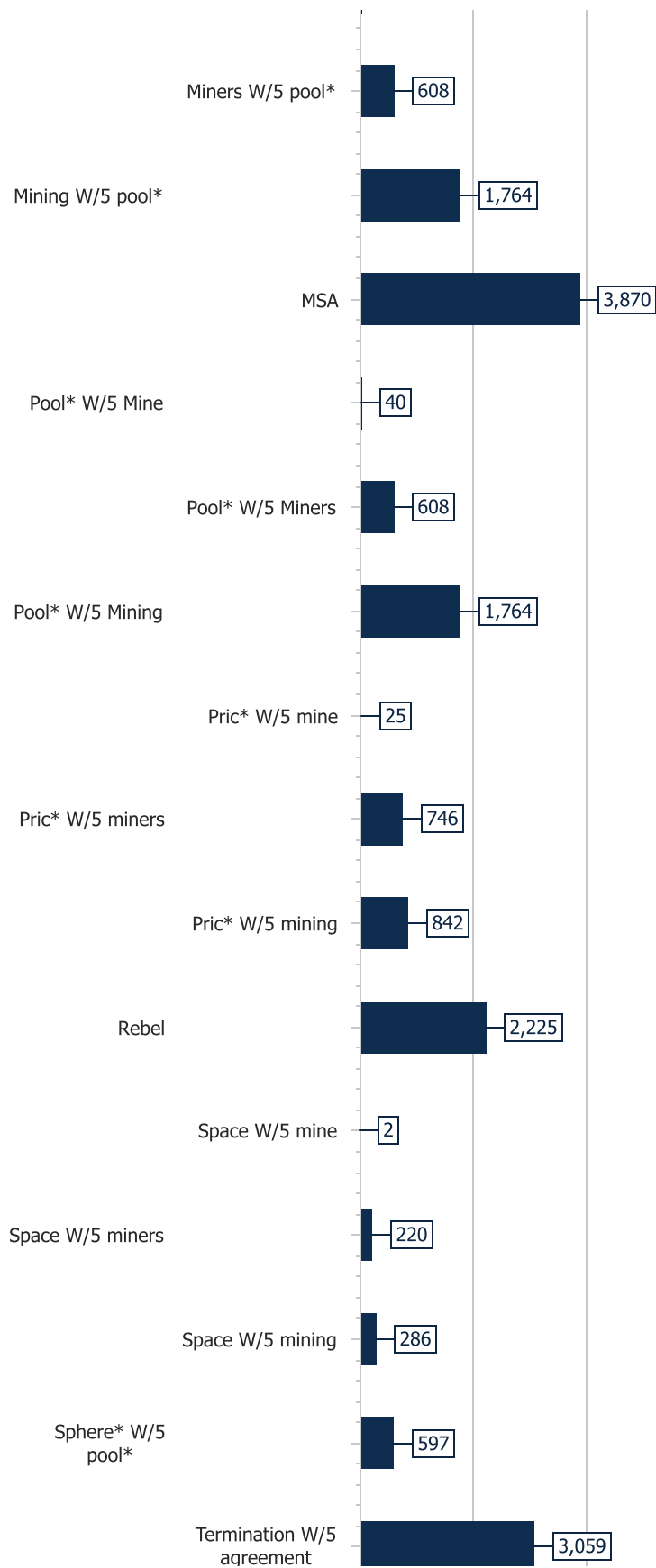
## Results Summary

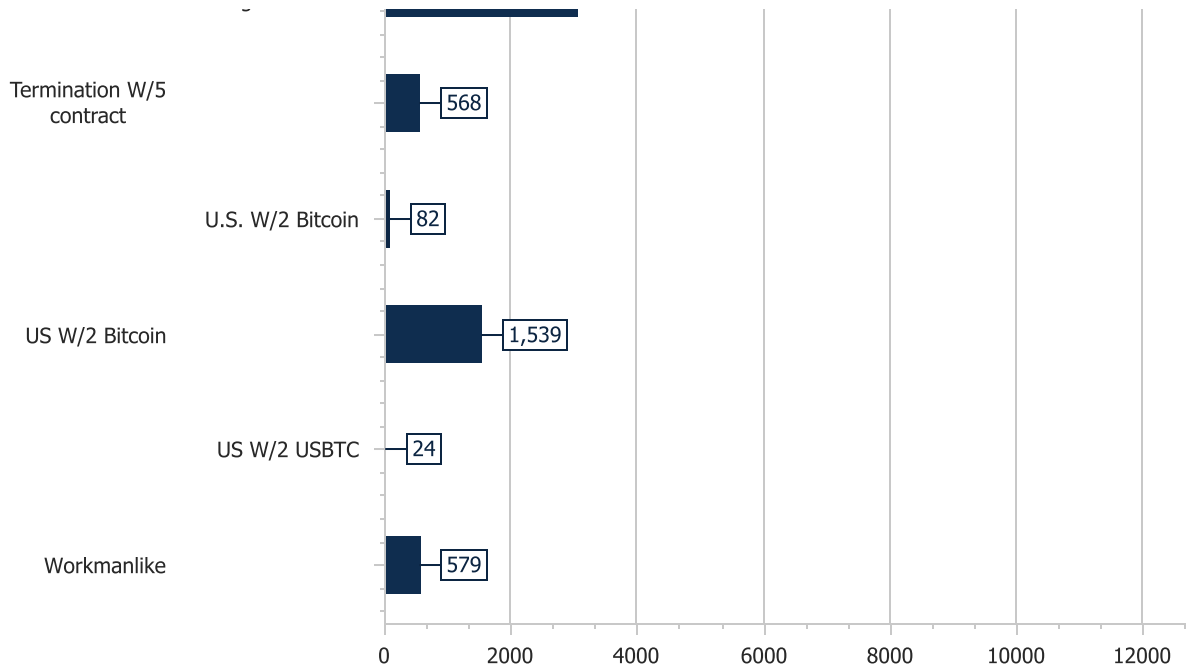
Documents in searchable set	Total documents with hits	Total documents with hits, including Group	Total documents without hits
124,601	28,307	39,726	96,294











## Terms Summary

Term	Documents with hits	Documents with hits, including group	Unique hits
"18 bitcoin"	75	157	4
"8 bitcoin"	176	409	14
"Commercial terms"	499	1,138	52
"Compute North"	2,800	5,643	0
"digital asset"	2,600	5,555	532
"duty to disclose"	81	218	0
"exclusive provider"	492	940	1
"Management Fee / Operating Costs"	24	61	0
"Management fee"	636	1,602	0
"Management revenue*"	3	7	1
"Management Strategy"	120	201	30
"Master Services Agreement"	1,803	3,852	6
"Professional and workmanlike manner"	563	1,280	0
"Term/Termination"	349	1,064	0
"Termination Clause"	14	95	1
"Treasury Management Strategy"	15	23	0
"Treasury strategy"	9	17	1
"US Bitcoin"	1,299	2,737	0



22 PRE/1 "##5\u0025"	1,393	3,429	20
Adam W/2 Levin	224	398	21
Adam W/2 Levine	5	19	0
availab* W/5 mine	138	395	1
availab* W/5 miners	239	606	39
availab* W/5 mining	832	2,666	39
Brian W/2 Chase	861	1,753	54
Compute W/2 North	2,800	5,643	0
Computer* W/5 pool*	217	495	0
Core	11,567	18,796	4,902
Crypto* W/5 standards	534	1,093	10
Dean W/2 Lazer	176	411	1
Dut* W/10 Disclos*	369	1,015	20
Equipment W/5 pool*	139	707	2
Eric W/2 Lazer	210	473	23
Exclusivity	826	1,798	90
Foundry	1,940	3,720	366
Gryphon	11,335	17,543	3,954
Host* W/5 mine	12	43	0
Host* W/5 miners	1,465	4,480	77
Host* W/5 mining	2,488	5,592	136
Joshi	18	59	10
Kroll	64	173	37
Lancium	2,202	3,899	592
Luxor	1,744	2,853	698
Management W/2 fee*	1,102	2,612	83
Mine W/5 pool*	40	118	0
Miners W/5 pool*	608	1,591	0
Mining W/5 pool*	1,764	4,889	0
MSA	3,870	8,038	280
Pool* W/5 Mine	40	118	0
Pool* W/5 Miners	608	1,591	0
Pool* W/5 Mining	1,764	4,889	0
Pric* W/5 mine	25	65	9
Pric* W/5 miners	746	2,200	87

Pric* W/5 mining	842	2,577	37
Rebel	2,225	3,606	860
Space W/5 mine	2	2	0
Space W/5 miners	220	1,146	4
Space W/5 mining	286	699	34
Sphere* W/5 pool*	597	1,627	20
Termination W/5 agreement	3,059	6,663	831
Termination W/5 contract	568	1,328	86
U.S. W/2 Bitcoin	82	198	3
US W/2 Bitcoin	1,539	3,216	40
US W/2 USBTC	24	83	0
Workmanlike	579	1,362	5